

EXHIBIT C

1 UNITED STATES BANKRUPTCY COURT
2 WESTERN DISTRICT OF WASHINGTON
3 AT SEATTLE

4 _____
5 In re:)
6)
6 NORTHWEST TERRITORIAL MINT,)
LLC,)
7)
Debtor.) No. 16-11767-CMA
8)
9 _____

10 DEPOSITION UPON ORAL EXAMINATION

11 OF

12 DAVID HUFFMAN

13 _____
14 11:05 A.M.

15 JULY 29, 2016

16 1000 SECOND AVENUE, SUITE 3500

17 SEATTLE, WASHINGTON
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24 REPORTED BY: CHERYL O. SPRY, CCR No. 2226
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20
21
22 ALSO PRESENT:

23 ROSS HANSEN

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6 EXHIBITS FOR IDENTIFICATION PAGE

7 Exhibit 1 4/16/2016 "Suppression Memo" to All 6

8 Current NWTM/MAC Employees from Mark

9 Calvert

10 Exhibit 2 6/28/2016 Declaration of Dave Huffman 9

11 in Support of Trustee's Motion for

12 Order Holding Ross Hansen in Contempt

13 for Violation of Automatic Stay

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1 SEATTLE, WASHINGTON; JULY 29, 2016

2 11:05 A.M.

3 --oOo--

4 DAVID HUFFMAN,

5 sworn as a witness by the Certified Court Reporter,

6 testified as follows:

7 EXAMINATION

8 BY MR. FRUSH:

9 Q. Would you please state your full name and
10 spell your last name for the record?

11 A. David E. Huffman, H-U-F-F-M-A-N.

12 Q. And would you give us a mailing address,
13 Mr. Huffman?

14 A. P.O. Box 3661, Kent, Washington 98089.

15 Q. Have you been deposed before?

16 A. Yes.

17 Q. About how many times?

18 A. Probably 15 or 20.

19 Q. So you're a veteran at this. I'm not going to
20 go through a lot of ground rules.

21 It helps if we don't talk over each other, if

22 you say "Yes" or "No" instead of "Uh-huh" or "Huh-uh."

23 And you should feel free to take a break at any time.
24 This isn't an endurance contest. Any time you want to
25 consult with your attorney is fine, although I would ask

5

1 do not try to consult with your attorney while I have a
2 question posed. Go ahead and answer the question, and
3 then we'll take a break and then you can consult with
4 Mr. Neu. Does that sound all right?

5 A. Yes.

6 Q. Okay. What's your current title at Northwest
7 Territorial Mint?

8 A. Director of Security.

9 Q. And you were employed there when -- I'm going
10 to call it the "Mint" -- when the Mint went into
11 bankruptcy?

12 A. Yes.

13 Q. And who do you report to?

14 A. Mark Calvert.

15 Q. Is Mr. Wagner currently the president?

16 A. I believe so.

17 Q. But you don't report to the president of the
18 company?

19 A. Well, I report to him as well.

20 Q. So is it a dual report?

21 A. It can be, depending on who is there.

22 Q. All right. So you report both to Mr. Calvert
23 and Mr. Wagner?

24 A. That's correct.

25 Q. Okay. I'm going to ask you to look at what

6

1 we're going to mark as Exhibit 1.

2 (Deposition Exhibit 1 was marked for
3 identification.)

4 Q. (BY MR. FRUSH:) This, for the record, was
5 previously introduced as Exhibit 2 in the Wagner
6 deposition and Exhibit 4 in the Calvert deposition.
7 It's a Mint document entitled "Suppression Memo."

8 Have you seen this before?

9 A. I think so. I certainly have heard of it
10 verbally, whether I've actually read this page or not.

11 Q. And you're aware that it was a policy of the
12 company from April 16th onward that employees were not
13 to communicate with Mr. Hansen or Ms. Erdmann; is that
14 right?

15 A. Yeah, the request was not to communicate.

16 Q. And if you did, you would -- you did that on
17 pain of being terminated; is that correct?

18 A. You might be terminated, you could be
19 terminated, yes.

20 Q. Well, I think that it says, does it not, that

21 "Any... employee who is found communicating with news
22 agencies, Diane Erdmann or Ross Hansen - in any form -
23 about NWTM Company business will be terminated
24 immediately"? Do you see that in the last paragraph?
25 A. I haven't got down that far yet.

7

1 Q. You take your time and get down there.

2 A. Yes, it does say that.

3 Q. It doesn't act like it's a discretionary -- it
4 doesn't sound like it's a discretionary matter. Is that
5 fair to say?

6 A. Well, not as it's written here.

7 Q. All right. And you were -- were all the
8 employees advised of this policy?

9 A. I -- I cannot answer that. I know many were.
10 Whether all or not, I have no knowledge.

11 Q. It says up at the top that it's addressed to
12 all current Mint and Medallic employees. And it lists a
13 large number of installations and also all freelance and
14 contract areas; is that correct?

15 A. It appears to be, that is correct, yes.

16 Q. And I assume that this would have been
17 distributed according to Mr. Calvert's directions?

18 A. Yes, but I didn't distribute it, so...

19 Q. You're the chief security officer?

20 A. Yes, sir.

21 Q. All right. And were you responsible for

22 basically monitoring compliance with this Suppression

23 Memo?

24 A. No.

25 Q. Who was?

8

1 A. Mark Calvert.

2 Q. Would you, if you found any violation of this

3 memo, would you report that to Mr. Calvert?

4 A. Yes.

5 Q. On how many occasions did you report that to

6 Mr. Calvert?

7 A. Personally, none.

8 Q. Impersonally, perhaps? I don't quite

9 understand your answer, sir.

10 A. I have not had this conversation with

11 Mr. Calvert.

12 Q. You never told Mr. Calvert that, hey, somebody

13 is violating the policy or somebody is communicating

14 with Ross?

15 A. No.

16 Q. All right.

17 A. I try to deal in facts. I believe people are

18 communicating with Ross. I have no idea who they are.

19 Q. All right. So are you aware of any employees
20 being terminated as a result of violating this memo?

21 A. No, I can't think of any.

22 Q. Would you agree with me that this is a serious
23 memo, this seems to be authoritative in its direction?

24 A. By nature, yes, it could be considered that.

25 MR. FRUSH: All right. Let's mark this.

9

1 (Deposition Exhibit 2 was marked for
2 identification.)

3 Q. (BY MR. FRUSH:) Mr. Wagner, that's your
4 declaration.

5 A. I'm Huffman.

6 Q. Excuse me. We're having a list of people go
7 through here.

8 A. I understand.

9 Q. Go ahead and take a look at it. It's your --
10 oh, I've given you your declaration. Have I given you
11 your declaration, not Mr. Wagner's?

12 A. Yes.

13 Q. All right. You executed this on June 10th.
14 Was it accurate when you executed it?

15 A. I believe so.

16 Q. And when was the last time you reviewed it?

17 A. I looked at it yesterday.

18 Q. Was it accurate in all respects when you
19 reviewed it yesterday?

20 A. I believe so.

21 Q. Are there any changes you'd like to make to it
22 before I question you about its contents, any
23 corrections?

24 A. None that come to mind, but I may reserve
25 that.

10

1 Q. All right. How did this come about to be
2 prepared?

3 A. At the direction of Mark Calvert.

4 Q. And this revolves around communications with
5 Mr. Hansen on May 18th and thereafter. How did
6 Mr. Calvert become aware of those communications?

7 A. Would you ask that differently?

8 Q. Sure.

9 Most of this declaration concerns an
10 interaction with you and Ross Hansen on May 18th. And
11 then there is in paragraph seven some additional
12 communications between the two of you. When did you
13 make Mr. Calvert aware of these communications?

14 A. I don't specifically recall when I made him
15 aware. I'm sure he was aware that day. My recollection
16 was he was out of the office, and so I had no direct

17 communication with him.

18 Q. When did -- who told you to -- I'm trying to
19 get into how this got prepared as a declaration. Did
20 Mr. Calvert send you to K&L Gates lawyers to prepare
21 this? How did it get prepared?

22 A. I believe at the direction of Mr. Calvert, one
23 of our paralegal staff -- I drafted the initial outline
24 and then it was put in a legal format by somebody on
25 payroll.

11

1 Q. Who told you to do the drafting?

2 A. Mr. Calvert.

3 Q. And he wanted you to document what occurred?

4 A. That's correct.

5 Q. All right. And then did you -- what happened
6 with your outline?

7 A. I don't have it.

8 Q. Was it turned into this by the K&L Gates
9 lawyers?

10 A. I think it eventually ended up with the K&L
11 Gates lawyers. This is my statement of what happened on
12 that day.

13 Q. Did your draft it or did they draft it from
14 your outline?

15 A. Most of it is my wording, but there may be

16 some words that I didn't initially draft. But I can't
17 specifically tell you which ones are which.

18 Q. Was it a back-and-forth editing process, or
19 did you end up signing what they gave you?

20 A. I ended up reviewing it after it was typed up
21 in a legal format and signed it. So I reviewed it and
22 agreed to its content.

23 Q. You didn't have any changes to it when it was
24 presented to you in the legal format?

25 A. Not that I recall.

12

1 Q. Who is Patrick Ward?

2 A. He's one of the security officers.

3 Q. And was he working for you on May 17th?

4 A. I believe so.

5 Q. Are you aware that he had a conversation with
6 Ross Hansen that day?

7 A. I know he has had conversations with Ross in
8 the past. Specifically that day? I don't recall.

9 Q. This is the day before Ross appeared at the
10 facility on May 18th. Are you aware that Ross had had a
11 conversation with Patrick about visiting the facility
12 the day before he arrived?

13 A. Not off the top of my head, no.

14 Q. Did Patrick Ward tell you that Ross had called

15 and that he was going to visit to pick up some documents

16 before Ross arrived?

17 A. I have a recollection that Patrick did say

18 something to that effect. I don't know if it was the

19 day before or the day of this incident, but he did at

20 some point tell me that he had had a conversation with

21 Ross.

22 Q. And that was a conversation with Ross, with

23 Ross letting him know that he intended to come by to

24 pick up some documents; is that correct?

25 A. That could be correct, but Patrick doesn't

13

1 have the authority to authorize Ross to come by and pick

2 up anything.

3 Q. The point I'm trying to make is that

4 Mr. Hansen advised security personnel at the Mint that

5 he intended to visit to pick up documents, isn't that

6 correct, prior to his arrival?

7 A. Well, I wasn't privy to that conversation, so

8 I don't know what was discussed.

9 Q. Did Patrick Ward talk to you, Mr. Huffman,

10 about the fact that Ross called?

11 A. He did say at some point, as I just stated,

12 that he did have a conversation with Ross. I don't

13 remember if it was the day before or the day of.

14 Q. Didn't you say Mr. Hansen, when you were
15 escorting him out on the 18th, that when Mr. Hansen told
16 you that he had talked to Patrick the day before you
17 said words to the effect that, "I know, but he doesn't
18 have the authority, he's not the proper person to tell?"
19 Didn't you tell them that as you escorted him out on the
20 18th?

21 A. I probably did, uh-huh.

22 Q. And Mr. Hansen tried to give prior notice,
23 perhaps to the wrong person, but he gave prior notice
24 that he was coming down, didn't he?

25 A. Not to me he didn't.

14

1 Q. I'm not asking about to you. You're aware
2 that he told your personnel that he was coming, aren't
3 you?

4 A. As I said, I vaguely remember something to
5 that effect. I don't know what day or when that
6 conversation took place.

7 Q. Well, you certainly couldn't have had that
8 conversation with Mr. Hansen as you were escorting him
9 out if you hadn't had it before the time you were
10 escorting him out, could you, Mr. Huffman?

11 A. Well, you're assuming that's when that
12 conversation took place.

13 Q. Did you have a conversation at the offices of

14 the Mint after that time with Mr. Hansen?

15 A. Yes, he called me at night --

16 Q. No, no, in person, in person.

17 A. No, he called me that night and he called me a

18 couple weeks later.

19 Q. All right, Mr. Huffman. We'll move on.

20 Let's go to your declaration. You weren't

21 there when Mr. Hansen arrived with Ms. Erdmann, were

22 you?

23 A. No. I was probably one or two minutes behind

24 them.

25 Q. You didn't see Annette Trunkett hug

15

1 Ms. Erdmann, did you?

2 A. No, I did not.

3 Q. You didn't see how she greeted Ross at all,

4 did you?

5 A. No, sir.

6 Q. And when you arrived, Ross was across the desk

7 from Ms. Trunkett; is that right?

8 A. He was leaning over her desk in her face. He

9 was not across the room on the other side of her desk.

10 Q. Well, your declaration, let's look at page

11 four -- or rather paragraph four, it says he was leaning

12 over the front of her desk and speaking very quietly to

13 her.

14 A. That's correct.

15 Q. And that's what you said happened; right?

16 A. Yes, sir.

17 Q. And he wasn't speaking in a loud voice, was

18 he?

19 A. You don't have to intimidate somebody in a

20 loud voice or in a quiet voice.

21 Q. Mr. Huffman, answer my question.

22 A. I did answer your question.

23 Q. No, no, no.

24 A. You're inferring something.

25 Q. You're giving me a speech about what people do

16

1 when they want to intimidate people. I'm asking you

2 whether he spoke in a loud voice or a soft voice.

3 A. He spoke in a soft voice.

4 Q. All right. And he was not on the same side of

5 the desk with her, he was across the desk, wasn't he?

6 A. Yes, sir.

7 Q. Now, you couldn't tell what he was saying,

8 could you?

9 A. I did not hear what he said, but I could see

10 her face.

11 Q. Well, it's your opinion he was attempting to,
12 quote, intimidate her; is that right?

13 A. That's right, based upon my many years of law
14 enforcement and domestic violence.

15 Q. What makes you -- well, I'm not -- so you're
16 capable of walking into a room and in seconds
17 determining whether somebody who is standing across the
18 desk from somebody speaking in a soft voice is
19 intimidating that person? That's your testimony?

20 A. In this instance, yes.

21 Q. Did you ever talk to Annette of whether she
22 felt intimidated?

23 A. Yes, I did.

24 Q. What did she tell you?

25 A. She did feel intimidated in that incident.

17

1 Q. Did she tell you that Mr. Hansen had
2 threatened her?

3 A. She told me she was intimidated. And later
4 that day when she had to go to Building B over in
5 Auburn, she asked for an escort. So I escorted her over
6 there. And the fear factor was based upon that incident
7 earlier that day with Mr. Hansen.

8 MR. FRUSH: Would you read my question back,
9 please?

10 THE COURT REPORTER: "Question: Did she tell
11 you that Mr. Hansen had threatened her?"
12 Q. (BY MR. FRUSH:) Do you understand my
13 question?
14 A. Yes, and I gave you my answer.
15 Q. No. The answer is did she tell you Mr. Hansen
16 threatened her?
17 A. Define "threat."
18 Q. Well, I guess "threat" means that you're going
19 to either do or say something that causes some type of
20 harm. Do you not -- you've been in law enforcement for
21 a long time. What do you think a threat is? You define
22 "threat" for me, Mr. Huffman.
23 A. Well, you're asking me the question, so I'm
24 trying to get your definition of how to answer it.
25 Q. What's a threat, Mr. Huffman, in your mind?

18

1 A. A threat can be verbal, nonverbal, it can be
2 with weapons, it can be without weapons. There is all
3 types of threats.
4 Q. Did she indicate in any fashion that
5 Mr. Hansen had threatened her?
6 A. She felt threatened.
7 Q. No, no. Did she tell you?
8 A. Yes, she told me she felt threatened. I've

9 answered that question several times the same way.

10 Q. She told you she felt threatened. Did she
11 tell you that he threatened her? I'm not asking how she
12 felt.

13 A. Yes, you did.

14 Q. No, I'm asking you did he make a threat to
15 her?

16 A. I don't know. I could not hear his
17 conversation.

18 Q. My question is did she tell you that he made a
19 threat to her?

20 A. She felt threatened.

21 Q. I'm not asking --

22 A. That's what she told me.

23 Q. She told you she felt threatened?

24 A. Yes.

25 Q. Did she tell you anything else?

19

1 A. That she felt threatened and later that day
2 asked for an escort over to Building B.

3 Q. It is the case that she did not tell you that,
4 "He threatened me"? Isn't that right?

5 A. That's not the case. She told me she felt
6 threatened.

7 Q. Mr. Huffman, look, you know, we can make this

8 hard or we can make it easy.

9 A. Okay.

10 Q. All right? Answer the question.

11 A. I did answer your question.

12 Q. No. I'm asking did Mr. Hansen -- excuse me,
13 did Annette tell you that, "He threatened me," or words
14 to that effect?

15 A. Words to that effect. Yes, she felt
16 threatened by Mr. Hansen.

17 Q. I'm not asking how she felt, I'm asking did he
18 make a threat.

19 A. What's the difference?

20 Q. The difference is one is how she feels and --

21 A. I didn't hear what he said to her, but she
22 later told me she felt threatened by his presence and
23 what he did tell her.

24 Q. Was there some threat that he made that she
25 related to you?

20

1 A. Not specifically.

2 Q. Generally?

3 A. Yes, generally she felt threatened by the
4 conversation.

5 Q. All right, all right.

6 MR. FRUSH: David, I'm going to take a break.

7 All right? I need you to talk to this fellow. All
8 right? Because we're going to go to the judge on this.
9 I'm not going to put up with this stuff.

10 (Recess.)

11 Q. (BY MR. FRUSH:) Mr. Huffman, let's try again.

12 During that day, did Mr. Hansen threaten you?

13 A. No.

14 Q. Were you intimidated by Mr. Hansen?

15 A. No.

16 Q. Did you feel threatened by Mr. Hansen?

17 A. No.

18 Q. Did you hear him utter any threat against

19 anyone else present?

20 A. No.

21 Q. Did you see him take any action that would

22 constitute a threatening behavior towards any person in

23 your presence?

24 A. Yes.

25 Q. Who?

21

1 A. Annette.

2 Q. What threatening behavior was he exhibiting?

3 A. It was his posture, both his hands on her

4 desk, leaning over her desk in her face. There was less

5 than two feet between their faces. And he could have

6 certainly been seated on the other side of the desk, he
7 could have stood in the doorway. But it was very
8 intentional that he got very close, leaned over her desk
9 in a very authoritative posture.

10 Q. So that's how you perceived that posture?

11 A. Yes.

12 Q. Anything other than his posture that you took
13 as a threatening behavior on his part?

14 A. Just his body stance.

15 Q. That's posture. Anything else?

16 A. No, sir.

17 Q. His tone of voice was low?

18 A. Yes.

19 Q. Did he ever raise his voice to anyone present?

20 A. Not that day.

21 Q. Now, you came in when Mr. Hansen was engaged
22 in a conversation with Annette; is that right?

23 A. That's correct.

24 Q. And he told you that he had -- he was there to
25 pick up documents that related to Medallion Art; is that

22

1 correct?

2 A. I believe that's correct, yes.

3 Q. And he gave you some documents which were an
4 email from his lawyer and a cover envelope of some type

5 that were attached as exhibits to your declaration; is

6 that correct?

7 A. That's correct.

8 Q. And did you read those at the time?

9 A. Yes.

10 Q. And you told him that he was to leave; is that
11 right?

12 A. That's correct.

13 Q. And you told him that you would call the
14 police; is that correct?

15 A. That's correct.

16 Q. And you told him that he had about three
17 minutes to leave; is that right?

18 A. I don't know that I stated a time frame, but I
19 said the police had been called, yes.

20 Q. And he said or exhibited behavior to the
21 effect of I'm leaving; is that right?

22 A. No, he stood there and debated that for quite
23 a while before he left, but he did eventually leave.

24 Q. Did he debate it in a loud fashion?

25 A. No. I've heard Ross get loud before, and he

23

1 was not loud with me.

2 Q. Was he relying upon the letter from his
3 attorney or the email from his attorney?

4 A. Well, he was relying on the paperwork he had
5 brought with him. So I don't know where -- where it
6 came from.

7 Q. And you were on the phone with someone at that
8 time, or right before that time?

9 A. During my discussion with Ross, I got a call
10 from Paul Wagner, who was down in Dayton, Nevada.

11 Q. And what did Mr. Wagner tell you?

12 A. That Mr. Hansen had to leave immediately and
13 take nothing from the office.

14 Q. And you made that clear to Mr. Hansen?

15 A. Yes, I did.

16 Q. And other than a discussion of him trying to
17 rely on the paperwork he brought, that was the end of
18 it. Is that fair to say?

19 A. Well, as I said a moment ago, it took him a
20 little time to vacate the office, but he did leave.

21 Q. Between the time you arrived and the time you
22 walked out with him, how long did it take?

23 A. Oh, probably approximately eight to ten
24 minutes.

25 Q. When you're leaving with Mr. Hansen, you had

1 additional conversation; is that correct?

2 A. With whom?

3 Q. With Ross Hansen. As you're walking out with

4 Ross, you're continuing to talk. Is that fair to say?

5 A. I talked to him while he was in the office. I

6 did not go out into the parking lot with him, so I'm not

7 sure what you're referring to.

8 Q. You escorted him to the door; is that right?

9 A. Yes, sir.

10 Q. And before you get to the door, did you have a

11 conversation with Ross where he complained or rather he

12 said that he told you that he had talked to Patrick Ward

13 the day before?

14 A. We may have had that conversation. I don't

15 specifically recall.

16 Q. And did he complain to you that Maura --

17 excuse me. Strike that.

18 At that point, Maura Richardson was no longer

19 with the company, was she?

20 A. I think that's correct.

21 Q. Did Ross indicate to you that his point of

22 contact had been Maura Richardson up until that time?

23 A. In the office conversation?

24 Q. Right.

25 A. No.

1 Q. Were you aware that Maura Richardson was

2 designated by Mr. Calvert as a point of contact for

3 Ross?

4 A. Ross told me that.

5 Q. All right. Did you understand that from

6 Mr. Calvert?

7 A. Not at that time. Later I asked him, and he

8 said yes.

9 Q. So Mr. Calvert confirmed for you that Maura

10 was a point of contact for Ross; is that right?

11 A. At some point, yeah.

12 Q. And Ross told you that day that Maura had been

13 a point of contact, she's no longer there, and he asked

14 you who could be a proper point of contact; isn't that

15 right?

16 A. I think that was a couple weeks later when he

17 called me on my cell phone.

18 Q. Didn't you tell him that Patrick Ward was not

19 a proper point of contact?

20 A. Probably.

21 Q. And that was the person that he told you he

22 had talked to the day before he showed up at the Federal

23 Way facility; isn't that right?

24 A. If fact in we had that conversation while he

25 was in the office, my reply was his point of contact is

1 Mark Calvert.

2 Q. Well, at some point, he did tell you that
3 Patrick Ward had been contacted by him the day before?

4 A. That's correct.

5 Q. All right. And at some point, did you become
6 the point of contact for Ross?

7 A. No.

8 Q. You didn't tell him that day that he could use
9 you as a point of contact?

10 A. Absolutely not.

11 Q. Did you have three or four telephone
12 conversations with him over the next couple weeks?

13 A. No. I had one later that day and one in a
14 couple weeks, and I haven't spoken to him since.

15 Q. So you had at least two conversations with him
16 after the visit; is that right?

17 A. Yes, that's correct.

18 Q. Could there have been a third or fourth
19 conversation that you don't recall, or are you certain
20 there were only two?

21 A. I'm pretty sure there were two.

22 Q. And not more?

23 A. As far as I can recall right now.

24 Q. Was he talking to you about trying to get the
25 documents when you had these subsequent phone

1 conversations?

2 A. I don't remember.

3 Q. You're not certain whether or not he discussed
4 with you during those conversations that he wanted to
5 get those Medallic Art documents?

6 A. Well, later that day he requested that I be
7 his point of contact, and I said I was not his point of
8 contact. We ended up terminating that conversation.

9 And then at some of point after that,
10 approximately a week or so, we had another conversation
11 by phone. And Ross was being his charming self. And I
12 say that in all honesty. I like Ross, I think Ross
13 likes me, but he also uses that to gain intelligence and
14 inside information. So I told him I wasn't going to
15 play that game.

16 Q. Did you notify Mr. Calvert that you were
17 having these communications with Ross?

18 A. Yes, I told him Ross called me.

19 Q. Now, when he called you on both those
20 occasions, you could have told him that, "I'm not going
21 to talk to you and I'm hanging up." Is that right?

22 A. I could have.

23 Q. Did he threaten you in any of those phone
24 calls?

25 A. No. I don't think Ross has ever threatened

1 me.

2 Q. Did you feel intimidated by those phone calls?

3 A. No. I think we've covered that. I don't feel
4 intimidated by Ross.

5 Q. And you could have terminated those phone
6 calls at any time?

7 A. Which did happen, yes.

8 Q. Well, actually, the second phone call he hung
9 up; isn't that right?

10 A. I believe so, yeah.

11 Q. And in fact, you asked him repeatedly to, in
12 some fashion, to try to find out who at the Mint was
13 providing him information; isn't that correct?

14 A. That's correct, yes.

15 Q. And that was something you were trying to get
16 out of Mr. Hansen; isn't that correct?

17 A. Yes.

18 Q. And he said that he wasn't going to rat people
19 out, didn't he?

20 A. That's correct.

21 Q. And at that point you said, well, there is
22 nothing further for us to discuss -- or rather he said,
23 "There is nothing further for us to discuss," and he
24 hung up on you; is that right?

25 A. I believe that's what happened, yes.

1 Q. So while you feel that Mr. Hansen was trying
2 to get information from you, certainly you were also
3 trying to get information from him in these phone calls.

4 Is that fair to say?

5 A. That's what we both do, is collect
6 information.

7 Q. All right. And I've asked you this question
8 before and I apologize, I'm just trying to make sure.
9 You're not certain whether in these subsequent
10 conversations he talked to you about trying to get the
11 documents, the Medallic Art documents from the Mint?

12 A. Well, the day he was physically present, yes,
13 he had paperwork.

14 Q. I'm talking about the phone calls.

15 A. Oh, I don't specifically recall the phone
16 calls having to deal with documents.

17 Q. They might have, you just don't recall
18 specifically?

19 A. I don't recall the conversations dealing with
20 documents.

21 MR. FRUSH: Let's take just a one-minute
22 break. I think we're almost through. I may have one
23 more question. Excuse me.

24 (Recess.)

1 questions.

2 Q. (BY MR. FRUSH:) You were seeking information
3 from Mr. Hansen as to who was providing him information
4 in these subsequent calls; is that correct?

5 A. Yes, we had that discussion. I think it was
6 the second call.

7 Q. Okay. What were you going to do with that
8 information?

9 A. I was going to try and connect dots.

10 Q. So did you want to report to Mr. Calvert who
11 was communicating with Ross?

12 A. If I could verify it.

13 Q. And was that with the purpose of having them
14 either disciplined or terminated?

15 A. That's not up to me. That would be up to
16 Mr. Calvert.

17 Q. Right. But you felt it was your role to try
18 to provide Mr. Calvert with the information as to who
19 was communicating with Ross?

20 A. Well, as director of Security, yes.

21 Q. And you felt that was in your --

22 A. Scope of employment.

23 Q. Let me finish. That was in your area of

24 responsibility?

25 A. Yes.

31

1 Q. And you were actively seeking to find out who
2 it might be so you could tell Mr. Calvert?

3 A. It would probably end up in Mr. Calvert's
4 hands, yes.

5 Q. Well, probably, I assume that's -- never mind.
6 That's why you were asking the questions, wasn't it?

7 A. Well, I think you've been in this business
8 long enough to understand there is intelligence and
9 there is evidence. There is a difference between the
10 two.

11 Q. Well, if Mr. Hansen had told you that
12 so-and-so was communicating with him, you would have
13 probably gone and confronted that person, wouldn't you?

14 A. Probably.

15 Q. And you would have done an investigation as
16 head of Security of that?

17 A. Probably.

18 Q. And you were doing that because there was a
19 Suppression Memo that prohibited that kind of
20 communication, wasn't there?

21 A. Yes, there was a memo to that effect.

22 Q. And you would have reported your results of

23 your investigation to Mr. Calvert; correct?

24 A. Probably.

25 Q. Would there have been a situation where you

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1 would have conducted an investigation about somebody

2 communicating with Ross and not reported it to

3 Mr. Calvert?

4 A. I'd have to verify the fact that actually was

5 happening. There was a potential that Ross could have

6 said it was John Doe, who had nothing to do with it, to

7 throw somebody under the bus.

8 Q. Fair enough.

9 A. It could be a vindictive thing to get me on

10 the wrong track. So I'm a skilled investigator; I know

11 the difference.

12 Q. Fair enough. So I take it if you thought that

13 the report from Ross was well founded that that person

14 was communicating with him, you would have finished an

15 investigation of that and reported it to Mr. Calvert?

16 A. Probably.

17 Q. Did that process happen with any of the

18 employees at the Mint, that you reported or someone

19 reported to Mr. Calvert that they were communicating

20 with Ross?

21 A. Not to my knowledge. I have not done so. I

22 can't speak for anybody else.

23 Q. Did you have any knowledge about Ross's
24 communications with Destiny Krum, K-R-U-M?

25 A. Yes.

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1 Q. How did you become aware of those
2 communications?

3 A. I had heard through the office grapevine that
4 he had made a call to her, and I went over and talked to
5 her. And she explained to me what the call was about
6 and when it happened.

7 Q. Who at the office told you about --

8 A. I don't recall.

9 Q. Was it a female manager in the Auburn office?

10 A. I don't recall who told me. And no,
11 specifically it was not a female manager from the Auburn
12 office. I do not get to the Auburn office very often.

13 Q. So you don't have any recollection of who told
14 you that Destiny had had a conversation with Ross?

15 A. That's what I stated.

16 Q. Did you learn from any other source of anyone
17 else having a conversation with Ross?

18 A. Did I what?

19 Q. Did you -- you heard from the office grapevine
20 that Destiny had had a conversation with Ross, and you

21 went and you talked to her about it. Is that fair?
22 A. Yes.
23 Q. All right.
24 A. That's what I said.
25 Q. Is there anyone else besides Destiny that that

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1 process occurred with?
2 A. Not that I can think of at the moment.
3 Q. Where did you talk to Destiny?
4 A. At Building B.
5 Q. Who else was present besides you and Destiny?
6 A. Nobody.
7 Q. How long did that conversation occur?
8 A. I don't know. Ten minutes?
9 Q. What did Destiny tell you?
10 A. That Ross had called her, if I recall the day,
11 it was on a Friday evening after work, and that --
12 apparently, Diane called her and then handed the phone
13 to Ross, or -- I'm sorry. Diane called Destiny and said
14 to the effect, "Someone wants to talk to you," and
15 handed the phone to Ross. So therefore, Ross had the
16 conversation with Destiny.
17 And I didn't hear that conversation. As it
18 was relayed to me, he asked her if she would go to work
19 for him, if she would copy the information off the

20 engraving machine and then delete everything out of the
21 engraving machine so it would become, in effect,
22 worthless.

23 Q. And Destiny told you that?

24 A. Yes.

25 Q. And did you take notes of that meeting?

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1 A. No.

2 Q. You didn't take notes?

3 A. No.

4 Q. Did you threaten her with termination?

5 A. No.

6 Q. Did you have any discussion of the prohibition
7 against her communicating with Ross?

8 A. No. As I said, that's a Calvert decision.

9 I'm not going to fire somebody for talking to Ross.

10 Q. So you reported all that to Mr. Calvert?

11 A. I'm sure I did.

12 Q. Did you prepare a writing or a memo to report
13 it?

14 A. No. I -- if I recall, Calvert requested she
15 prepare a statement because the conversation happened
16 between her and Ross.

17 Q. So you have no notes of your conversation with
18 her?

19 A. No.

20 Q. One last area. Were you in charge of the
21 video surveillance at the Mint?

22 A. Define "in charge."

23 Q. Well, I guess it's a fair question. Were you
24 responsible for ensuring that the video surveillance was
25 active and maintained?

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1 A. No.

2 Q. Who was?

3 A. The IT department.

4 Q. The IT department?

5 A. Uh-huh.

6 Q. How would it happen that a video surveillance
7 tape would be -- where was it generally deposited or
8 maintained?

9 A. Well, on a limited basis, it was stored in the
10 servers, I believe, at the Northwest Territorial Mint.
11 But the IT department, I believe, and I'm not an IT
12 expert, I think that they also had storage of whatever
13 was recorded on any of the systems. And my vague
14 understanding is a lot of it was deposited off-site as
15 well. But again, I'm not an IT guy.

16 Q. It generally wasn't maintained on your
17 computers at Security, was it?

18 A. No, it was not.

19 Q. We've heard from Mr. Wagner that, if I

20 recollect right --

21 MR. FRUSH: And correct me if I'm wrong,

22 David.

23 Q. (BY MR. FRUSH:) -- that at one point he

24 obtained from your computers video surveillance tape.

25 Does that sound accurate?

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1 A. It wasn't from my computer, so I don't know

2 what computers they gained access to. I personally did

3 not download any video to whatever.

4 Q. When the videotape was taken that was the

5 dispute that was related to visits to the vault --

6 you're aware of that, you were deposed in connection to

7 that. Did you play any role in the handling of that

8 video surveillance tape? Do you understand my question?

9 A. I didn't download it. You know, that's above

10 my skill level.

11 Q. Do you know who did?

12 A. I don't.

13 Q. It would have been IT people?

14 A. Yes.

15 Q. All right.

16 A. I didn't have any ability to download it.

17 Q. You're aware of the video that was taken in
18 the vault of Diane and Ross before the bankruptcy. Is
19 that -- let me ask, are you aware of the video that was
20 taken?

21 A. Yes.

22 Q. And have you reviewed it?

23 A. I've seen it, yes.

24 Q. All right. And that was the subject of
25 questioning of you at another deposition I recollect.

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1 Is that fair?

2 A. I believe so, yeah.

3 MR. FRUSH: All right. I don't think I have
4 anything further. Thank you very much, Mr. Huffman.

5 THE WITNESS: Thank you.

6 (Deposition recessed at 11:55 a.m.)

7 (Signature was requested.)

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1 CORRECTION & SIGNATURE PAGE
2 RE: NORTHWEST TERRITORIAL MINT, LLC
3 UNITED STATES BANKRUPTCY COURT; No. 16-11767-CMA
4 DAVID HUFFMAN; TAKEN JULY 29, 2016
5 Reported by: CHERYL O. SPRY, CCR No. 2226

6 I, DAVID HUFFMAN, have read the within
7 transcript taken JULY 29, 2016, and the same is true and
8 accurate except for any changes and/or corrections, if
9 any, as follows:

10	PAGE/LINE	CORRECTION	REASON
11	_____		
12	_____		
13	_____		
14	_____		

15 _____
16 _____
17 _____
18 _____
19 _____
20 _____
21 _____

22 Signed at _____, Washington,
23 on this date: _____
24

25 _____
DAVID HUFFMAN

40

1 REPORTER'S CERTIFICATE

2 I, CHERYL O. SPRY, the undersigned Certified Court
3 Reporter, pursuant to RCW 5.28.010, authorized to
4 administer oaths and affirmations in and for the State
5 of Washington, do hereby certify:

6 That the sworn testimony and/or proceedings, a
7 transcript of which is attached, was given before me at
8 the time and place stated therein; that any and/or all
9 witness(es) were by me duly sworn to testify to the
10 truth; that the sworn testimony and/or proceedings were
11 by me stenographically recorded and transcribed under my
12 supervision, to the best of my ability; that the
13 foregoing transcript contains a full, true, and accurate

14 record of all the sworn testimony and/or proceedings
15 given and occurring at the time and place stated in the
16 transcript; that a review of which was requested; that I
17 am in no way related to any party to the matter, nor to
18 any counsel, nor do I have any financial interest in the
19 event of the cause.

20 WITNESS MY HAND AND DIGITAL SIGNATURE THIS 30TH day
21 of JULY, 2016.

22

23 _____

24 CHERYL O. SPRY
Washington State Certified Court Reporter No. 2226
25 cspry@yomreporting.com